

TO-1390 (Modified)
(-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

235

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/673001

INTERNATIONAL APPLICATION NO.
PCT/AU99/00264INTERNATIONAL FILING DATE
09 April 1999PRIORITY DATE CLAIMED
09 April 1998

TITLE OF INVENTION

A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS USING SAME

APPLICANT(S) FOR DO/EO/US

KROIE, Robert


Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ A copy of the International Search Report (PCT/ISA/210).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail
20. ☒ Other items or information:

Small Entity Declaration

| | | | | | |
|---|--------------|--|-----------|---|-----------|
| U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.53) 09/673001 | | INTERNATIONAL APPLICATION NO. PCT/AU99/00264 | | ATTORNEY'S DOCKET NUMBER 2354/110 | |
| 21. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): <input checked="" type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,000.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 <input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | CALCULATIONS PTO USE ONLY | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 | | | | \$0.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total claims | 33 - 20 = | 13 | x \$18.00 | \$234.00 | |
| Independent claims | 2 - 3 = | 0 | x \$80.00 | \$0.00 | |
| Multiple Dependent Claims (check if applicable). <input checked="" type="checkbox"/> | | | | \$270.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$1,504.00 | |
| Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). <input checked="" type="checkbox"/> | | | | \$752.00 | |
| SUBTOTAL = | | | | \$752.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 + | | | | \$0.00 | |
| TOTAL NATIONAL FEE = | | | | \$752.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input checked="" type="checkbox"/> | | | | \$40.00 | |
| TOTAL FEES ENCLOSED = | | | | \$792.00 | |
| | | | | Amount to be: refunded | \$ |
| | | | | charged | \$ |
| <input checked="" type="checkbox"/> A check in the amount of \$741.00 to cover the above fees is enclosed. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 14-1138 in the amount of \$51.00 to cover the above fees. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 14-1138 A duplicate copy of this sheet is enclosed. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | | |
| NOTO, Joseph M.; GOLDMAN, Michael L.; LEINBERG, Gunnar G.; MERKEL, Edwin V. Nixon Peabody LLP Clinton Square, P. O. Box 31051 Rochester, New York 14603 | | | | | |
| <div style="margin-bottom: 10px;"> SIGNATURE</div> <div style="margin-bottom: 10px;">Gunnar G. Leinberg NAME</div> <div style="margin-bottom: 10px;">35,584 REGISTRATION NUMBER</div> <div style="margin-bottom: 10px;">October 6, 2000 DATE</div> | | | | | |

EXPRESS MAIL CERTIFICATE

DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to the Signed Combined Declaration
and Power of Attorney (3 pages) of the above-named application.

"EXPRESS MAIL" NUMBER: EL434486517US

DATE OF DEPOSIT: October 6, 2000

I hereby certify that this paper or fee is being
deposited with the United States Postal Service "Express Mail Post
Office to Addressee" service under 37 CFR 1.10 on the date
indicated above and is addressed to the Commissioner of Patents and
Trademarks, Box PCT, Washington, D.C. 20231.

Bernice A. McGlynn
(Typed or printed name of person
mailing paper or fee)

Bernice A. McGlynn
(Signature of person mailing
paper or fee)

EXPRESS MAIL CERTIFICATE

DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to Small Entity Declaration (2
pages) of the above-named application.

"EXPRESS MAIL" NUMBER: EL434486517US

DATE OF DEPOSIT: October 6, 2000

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EXPRESS MAIL CERTIFICATE

DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to the Transmittal Letter to the
U.S. Designated/Elected Office (DO/EO/US) of the above-named
application.

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DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to the Preliminary Amendment (2
pages) of the above-named application.

"EXPRESS MAIL" NUMBER: EL434486517US

DATE OF DEPOSIT: October 6, 2000

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deposited with the United States Postal Service "Express Mail Post
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DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to the Signed Assignment and
Recordation Form Cover Sheet (3 pages) of the above-named application.

"EXPRESS MAIL" NUMBER: EL434486517US

DATE OF DEPOSIT: October 6, 2000

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EXPRESS MAIL CERTIFICATE

DOCKET NO.: 2354/110

APPLICANT(S): KROIE, Robert

TITLE: A PAPER COATED METAL BUILDING PANEL AND COMPOSITE PANELS
USING SAME

Certificate is attached to the Preliminary Examination
Report with amended pages of the above-named application.

"EXPRESS MAIL" NUMBER: EL434486517US

DATE OF DEPOSIT: October 6, 2000

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